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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

	_	
HIGHLAND CAPITAL MANAGEMENT, L.P.,	§ §	
Plaintiff,	§ 8	
VS.	\$ 8	Adv. Proc. No. 21-03003-sgj
JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,	\$ \$ \$	Case No. 3:21-cv-00881-X
Defendants.	§ §	
	§	

HIGHLAND CAPITAL MANAGEMENT, L.P.,	§ §
Plaintiff,	<pre>\$ \$ \$ \$ Adv. Proc. No. 21-03004-sgj \$</pre>
vs.	<pre> § § § Case No. 3:21-cv-00881-X</pre>
HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS, L.P.,	§ Case No. 3:21-cv-00881-X § § §
Defendant.	\$ \$ \$
HIGHLAND CAPITAL MANAGEMENT, L.P.,	
Plaintiff,	<pre>\$ \$ \$ \$ \$ Adv. Proc. No. 21-03005-sgj \$ \$ \$ \$ Case No. 3:21-cv-00881-X</pre>
vs.	§ §
NEXPOINT ADVISORS, L.P., JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,	§ Case No. 3:21-cv-00881-X §
Defendants.	§ §
HIGHLAND CAPITAL MANAGEMENT, L.P.,	§ §
Plaintiff,	§ Adv. Proc. No. 21-03006-sgj §
VS.	§
HIGHLAND CAPITAL MANAGEMENT SERVICES, INC., JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,	§ Case No. 3:21-cv-00881-X § § §
Defendants.	§ §

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

Vs.

Plaintiff,

Vs.

Case No. 3:21-cv-00881-X

HCRE PARTNERS, LLC (n/k/a NexPoint Real Estate Partners, LLC), JAMES

DONDERO, NANCY DONDERO, AND
THE DUGABOY INVESTMENT TRUST,

Defendants.

HIGHLAND CAPITAL MANAGEMENT, L.P.'S RESPONSE TO DEFENDANTS' REVISED OBJECTION TO THE BANKRUPTCY COURT'S REPORT AND RECOMMENDATION TO THE DISTRICT COURT PROPOSING THAT IT GRANT SUMMARY JUDGMENT IN FAVOR OF THE PLAINTIFF

Highland Capital Management, L.P., the reorganized debtor and plaintiff in the above-captioned adversary proceedings ("Highland" or "Plaintiff"), hereby files this response (the "Response") to Defendants' Revised Objection to the Bankruptcy Court's Report and Recommendation to the District Court Proposing that it Grant Summary Judgment in Favor of the Plaintiff [Docket No. 63]¹ (the "Objection"). Highland fully incorporates by reference its contemporaneously filed brief (the "Brief") in opposition to the Objection and would show unto the Court as follows:

RELIEF REQUESTED²

- 1. By this Response, Highland respectfully requests that the Court enter an order overruling the Objection and adopting the Bankruptcy Court's R&R.
 - 2. Pursuant to Rules 7.1(d) and (h) of the Local Civil Rules of the United States

¹ Unless noted otherwise, references to "Docket No. __" are to the docket entries maintained in Case No. 3:21-cv-00881-X pending in the United States District Court for the Northern District of Texas (the "Court").

² Capitalized terms shall have the meanings ascribed to them in the Brief.

District Court for the Northern District of Texas, Dallas Division (the "Local Rules"), the Brief is being filed contemporaneously with this Response and is incorporated herein by reference.

PRAYER

WHEREFORE, Highland respectfully requests that the Court (i) overrule the Objection, (ii) adopt the Bankruptcy Court's R&R, and (iii) grant such other and further relief as the Court deems just and proper.

Dated: September 27, 2022 PACHULSKI STANG ZIEHL & JONES LLP

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